

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

JOHN H. HEMANN (CABN 165823)  
PETER B. AXELROD (CABN 190843)  
Assistant United States Attorneys

450 Golden Gate Ave., Box 36055  
San Francisco, California 94102  
Telephone: (415) 436-7200  
Fax: (415) 436-7234  
E-Mail: john.hemann@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR-11-0573-RS

Plaintiff, }  
Defendant, }

v

WALTER LIEW AND CHRISTINA LIEW.

## Defendants

No. CR-11-0573-RS

**NOTICE OF RELATED CASE**

# E.I. DUPONT DE NEMOURS AND COMPANY

No. C-11-1665-JSW

**Plaintiff,**

V.

USA PERFORMANCE TECHNOLOGY,  
INC., PERFORMANCE GROUP (USA),  
INC., WALTER LIEW, and JOHN LIU,

### Defendants.

1. The United States hereby notifies the Court pursuant to Criminal L.R. 8-1 that

United States v. Walter Liew and Christina Liew, No. CR-11-0573-RS, may be related to E.I.

1       DuPont De Nemours and Company v. USA Performance Technology, Inc., et al., No. C-11-  
 2       1665-JSW, a previously filed civil action.

3           2(a).   E.I. DuPont De Nemours and Company v. USA Performance Technology, Inc.  
 4       (USAAPTI), et al., No. C-11-1665-JSW, was filed on April 6, 2011. The complaint alleges that  
 5       the defendants “wrongfully obtained and possess confidential, proprietary, trade secret materials  
 6       providing detailed specifications for DuPont’s chloride-route titanium dioxide (‘TiO2’) pigment  
 7       manufacturing process.” The complaint alleges that DuPont discovered that defendant JOHN  
 8       LIU possessed a number of specific items of information that were derived from proprietary  
 9       DuPont technologies and that LIU obtained this information from defendant WALTER LIEW  
 10      and his company USAAPTI.

11           2(b).   United States v. Walter Liew and Christina Liew, No. CR-11-0573-RS, was filed  
 12     on August 23, 2011. The indictment alleges that WALTER LIEW and his wife, CHRISTINA  
 13     LIEW, tampered with a witness in the above-referenced civil case filed by DuPont (No. C-11-  
 14     1665-JSW), by among other things, telling the witness not to reveal his knowledge of certain  
 15     employees of defendant USAAPTI because it would not be good for the witness or his family, and  
 16     instructing the witness to lie about his knowledge of certain individuals relevant to the trade  
 17     secret case, in violation of 18 U.S.C. § 1512. The indictment also alleges that WALTER LIEW  
 18     and CHRISTINA LIEW engaged in misleading conduct towards agents of the Federal Bureau of  
 19     Investigation and made false statements during the execution of a search warrant by intentionally  
 20     lying to the agents about the whereabouts of a safe deposit box that contained evidence relevant  
 21     to the FBI’s investigation, in violation of 18 U.S.C. §§ 1001 and 1512.

22           3.       The two actions concern a common defendant, WALTER LIEW. The criminal  
 23     action alleges an effort to tamper with a witness in an effort to obstruct the civil action.  
 24     Accordingly, the two actions may be related according to the criteria set forth in Criminal L.R. 8-  
 25     1(b).

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4. Assignment of these two actions to a single Judge is likely to conserve judicial resources and promote an efficient determination of the action.

DATED: September 2, 2011

Respectfully submitted,

MELINDA HAAG  
United States Attorney

/s/  
JOHN H. HEMANN  
PETER B. AXELROD  
Assistant United States Attorneys